
By: **Delegates Pugh, C. Davis, Goodwin, Harrison, Haynes, Kirk, Krysiak,
Marriott, McHale, McIntosh, and Paige**

Introduced and read first time: January 18, 2006

Assigned to: Ways and Means

A BILL ENTITLED

1 AN ACT concerning

2 **Education - Student Suspension - In-School Requirement**

3 FOR the purpose of defining the term "suspension" to require certain students to
4 report to a certain school location and certain school official or teacher on school
5 grounds for a certain number of school days determined by the school principal;
6 prohibiting school officials from removing certain students from school grounds
7 as a condition of suspension except in certain circumstances; and generally
8 relating to an in-school requirement for suspended students.

9 BY adding to

10 Article - Education
11 Section 7-305(a)
12 Annotated Code of Maryland
13 (2004 Replacement Volume and 2005 Supplement)

14 BY repealing and reenacting, with amendments,

15 Article - Education
16 Section 7-305(a) and (d)
17 Annotated Code of Maryland
18 (2004 Replacement Volume and 2005 Supplement)

19 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF
20 MARYLAND, That the Laws of Maryland read as follows:

21 **Article - Education**

22 7-305.

23 (A) (1) IN THIS SECTION, "SUSPENSION" MEANS:

24 (I) REMOVING A STUDENT FROM CLASSES FOR DISRUPTIVE
25 BEHAVIOR;

1 (II) REQUIRING THE STUDENT TO REPORT TO A SPECIFIC SCHOOL
2 LOCATION AND A DESIGNATED SCHOOL OFFICIAL OR TEACHER WHERE THE
3 STUDENT CAN CONTINUE TO DO ASSIGNED SCHOOLWORK FOR THE NUMBER OF
4 SCHOOL DAYS DETERMINED BY THE PRINCIPAL; AND

5 (III) EXCLUDING THE STUDENT FROM ALL SCHOOL-SPONSORED
6 ACTIVITIES FOR THE NUMBER OF SCHOOL DAYS DETERMINED BY THE PRINCIPAL.

7 (2) "SUSPENSION" DOES NOT INCLUDE THE REMOVAL OF A STUDENT
8 FROM THE SCHOOL GROUNDS EXCEPT FOR PLACEMENT IN A SPECIAL OR
9 ALTERNATIVE EDUCATION ENVIRONMENT.

10 [(a)] (A-1) (1) In accordance with the rules and regulations of the county
11 board, each principal of a public school may suspend for cause, for not more than 10
12 school days, any student in the school who is under the direction of the principal.

13 (2) The student or the student's parent or guardian promptly shall be
14 given a conference with the principal and any other appropriate personnel during the
15 suspension period.

16 (3) The student or the student's parent or guardian promptly shall be
17 given a community resources list provided by the county board in accordance with §
18 7-310 of this subtitle.

19 (d) (1) Any student expelled [or suspended] from school:

20 (i) Shall remain away from the school premises during those hours
21 each school day when the school the student attends is in session; and

22 (ii) May not participate in school sponsored activities.

23 (2) The expelled [or suspended] student may return to the school
24 premises during the prohibited hours only for attendance at a previously scheduled
25 appointment, and if the student is a minor then only if accompanied by his parent or
26 guardian.

27 (3) Any person who violates paragraph (1) or (2) of this subsection is
28 guilty of a misdemeanor and on conviction is subject to a fine not exceeding \$100 for
29 each violation.

30 (4) (i) If a student has been suspended or expelled, the principal or a
31 designee of the principal may not return the student to the classroom without
32 conferring with the teacher who referred the student to the principal, if the student
33 was referred by a teacher, other teachers as appropriate, other appropriate school
34 personnel, the student, and the student's parent or guardian.

35 (ii) If the disruptive behavior results in action less than suspension,
36 the principal or a designee of the principal shall confer with the teacher who referred
37 the student to the principal prior to returning the student to that teacher's classroom.

1 (5) A county superintendent may deny attendance to any student who is
2 currently expelled from another school system for a length of time equal to that
3 expulsion.

4 (6) A school system shall forward information to another school system
5 relating to the discipline of a student, including information on an expulsion of the
6 student, on receipt of the request for information.

7 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
8 July 1, 2006.